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Attorneys for Marylon Boyd, Individually,
and as Executor of the Estate of Cammerin K. Boyd

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

MARYLON BOYD, individually and as Executor of the Estate of CAMMERIN BOYD, ISABEL GONZALEZ, a minor by and through her Guardian Ad Litem, Isela Gonzalez, and KANANI BOYD, a minor by and through her Guardian Ad Litem, Kamilah Boyd,

Plaintiffs,
vs.

CITY AND COUNTY OF SAN FRANCISCO,
HEATHER J. FONG, WILLIAM ELIEFF,
GREGORY KANE, JAMES O'MALLEY,
TIMOTHY PAINE, STEVEN STEARNS, and
DOES 1 to 10, inclusive.

Defendants.

| CASE NO.: CV 04-5459-MMC

**STIPULATION TO ALLOW
AMENDMENT TO PLAINTIFFS'
COMPLAINT TO ADD AN EIGHTH
CAUSE OF ACTION FOR BATTERY**

IT IS HEREBY STIPULATED by and between the plaintiffs through their respective attorneys of record and defendants through their respective attorneys of record, that the plaintiffs be allowed to amend the complaint by adding an eighth cause of action for battery. A proposed first amended complaint with the proposed eighth cause of action for battery was sent to attorney Blake P. Loebs on October 27, 2006, and is attached hereto as Exhibit "1."

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The parties request that the Court accept the plaintiffs' proposed first amended complaint for filing. The parties are further agreeable that the defendants' answer to the plaintiffs' original complaint can be deemed the answer to the plaintiffs' first amended complaint.

I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S/) within this efiled document.

LAW OFFICES OF DALE K. GALIPO

DATE: November 10, 2006

/S/

DALE K. GALIPO
Attorneys for Plaintiff MARYLON BOYD,
Individually, and as Executor of the Estate of
CAMMERIN BOYD

LAW OFFICES OF VICKI I. SARMIENTO

DATE: November 12, 2006

/S/

VICKI I. SARMIENTO
Attorneys for Plaintiffs ISABEL GONZALEZ, a minor by and through her Guardian Ad Litem, Isela Gonzalez, and KANANI BOYD, a minor by and through her Guardian Ad Litem, Kamilah Boyd

DENNIS J. HERERA, City Attorney
JOANNE HOEPER, Chief Trial Attorney
BLAKE P. LOEBS, Deputy City Attorney

DATE: November 9, 2006

/S/

BLAKE P. LOEBS
Attorneys for Defendants City and County of
San Francisco, et. al.

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2 **IT IS SO ORDERED:**
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That plaintiffs be granted leave to amend the complaint by adding an eighth
cause of action for battery, and ~~allow the filing of the plaintiffs'~~ ^{that plaintiffs shall electronically file their} first amended
complaint with the Court. Further, that the defendants' answer to the original complaint
will be deemed by the Court to be the answer to the plaintiffs' first amended complaint.
This order terminates Docket No. 166.

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10 DATED: November 20, 2006



11 HONORABLE MAXINE CHESNEY
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